

Exhibit 33

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY

- - -

IN RE: JOHNSON & JOHNSON :
TALCUM POWDER PRODUCTS :
MARKETING, SALES PRACTICES, :
AND PRODUCTS LIABILITY :
LITIGATION :
THIS DOCUMENT RELATES TO: : MDL No. 16-2738
: (FLW) (LHG)
HILARY CONVERSE, et al., :
Plaintiff, : Case No. 3:18-cv-
v. : 17586-FLW-LHG
JOHNSON & JOHNSON, et al., :
Defendants. :

- - -

DECEMBER 1, 2020

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Remote Oral Deposition,
taken via Zoom, of HILARY CONVERSE,
commencing at 10:14 a.m., on the above
date, before Amanda Maslynsky-Miller,
Realtime Reporter and Certified Court
Reporter for the State of New Jersey.

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1 A. After I started really
2 looking over these forms, I realized that
3 this had just been a mistake and that it
4 didn't make any sense that I had stopped
5 using the powder in 2012, because I
6 stopped using the powder in 2017, which
7 was right about the time that I started
8 seeing articles about the link or
9 possible link between ovarian cancer and
10 Johnson & Johnson's baby powder, which
11 was also at the same time when I
12 contacted an attorney.

13 So the 2012 date just didn't
14 make any sense. And I apologize, but it
15 was simply a mistake.

16 Q. At the time when you filled
17 out the first plaintiff profile form in
18 June of this year, when you put that your
19 approximate year of last use was 2012,
20 did you believe at the time that that was
21 accurate?

22 A. I really -- I feel like
23 somewhat of an idiot, but I really wasn't
24 paying as much attention to answering the

1 questions as I should have been. And all
2 I can say is, in retrospect, that it
3 doesn't make any sense to me. It was
4 2017.

5 Q. And the reason that you now
6 recall that it was 2017 is because you
7 were making a link to an advertisement
8 that you saw?

9 I just want to be clear I
10 understand why your -- what has caused
11 you --

12 A. Yeah -- I'm sorry, go ahead.

13 MS. GARBER: Object to the
14 form. Sorry. Sorry.

15 MS. MIMS: That's okay.

16 BY MS. MIMS:

17 Q. I think that we just want
18 the record clear on what has caused a
19 change in your testimony.

20 A. The -- it was around 2017
21 that I began seeing either lawyer ads or
22 documents -- you know, paperwork online
23 about a link between ovarian cancer and
24 talc. And so it was at that time,

1 A. Yeah, I would say so.

2 Q. Was Jessica an adult when
3 you were diagnosed with ovarian cancer?

4 A. Yes.

5 Q. And that was in 2007, right?

6 A. Correct.

7 Q. What is your highest level
8 of education?

9 A. Three years of college.

10 Q. Where did you go to college?

11 A. I went to college at the
12 University of Bridgeport in Central
13 Connecticut, State University.

14 Q. What did you study there?

15 A. Psychology.

16 Q. Do you have any medical
17 training?

18 A. No.

19 Q. Do you have any legal
20 training?

21 A. No.

22 Q. So you did not obtain a --
23 you did not graduate or obtain any type
24 of certificate from the University of

1 starting in about 1983, correct?

2 A. Yes.

3 Q. So it was prior to 1983 that
4 you worked at Western Woodworking, right?

5 A. Yes.

6 Q. And you believe that you
7 were there for several years?

8 A. Not very long. I'm thinking
9 maybe three or four years. That's my
10 best estimate.

11 Q. Okay. So looking back on
12 your work history, is it fair to say that
13 you've been in the woodworking business
14 in an administrative role from the early
15 1980s through to 2016 when your company,
16 J-CON, was closed; is that accurate?

17 A. Yes.

18 MS. MIMS: Can we go off the
19 record for just about a minute?

20 - - -

21 (Whereupon, a discussion off
22 the record occurred.)

23 - - -

24 BY MS. MIMS:

1 other than your lawyers. So your husband
2 would be included.

3 A. No, because I made the
4 decision myself. I didn't -- I didn't
5 ask what anyone thought about it, except
6 I talked to the attorneys.

7 Q. And can you tell me
8 everything that you remember about the
9 initial article that you saw which
10 alleged a connection between ovarian
11 cancer and talc -- talcum powder?

12 A. Seriously, I just remember
13 the very basics. It was, you know, no
14 big, voluminous thing. It was just about
15 the connection between Johnson & Johnson
16 baby powder with talc and ovarian cancer.

17 And since I had used the
18 powder for so many years, I believed
19 there was a connection. It wasn't, you
20 know, that I was going through volumes of
21 anything, reading anything. It was just
22 simply stated, you know.

23 I didn't study things for
24 days, I just happened to see that, see

1 something and called an attorney.

2 Q. And the article that you
3 read, did it say anything about -- strike
4 that.

5 You are calling what you
6 read -- earlier you called it an article.

7 Was what you saw alleging a
8 connection an advertisement from a
9 lawyer?

10 A. It could have been. I
11 really don't remember, I'm sorry.

12 Q. After you saw the
13 documentation alleging a connection
14 between talc and ovarian cancer, did you
15 call your oncologist and ask your
16 oncologist whether there was a possible
17 connection between talc and ovarian
18 cancer?

19 A. No, I did not.

20 Q. Did you contact any of your
21 other doctors and ask him or her whether
22 they were aware of a connection between
23 talc and ovarian cancer?

24 A. No, I didn't.

1 Q. Is it fair to say that no
2 healthcare provider has ever encouraged
3 you to bring this lawsuit?

4 A. That's fair to say.

5 Q. And no healthcare provider
6 has ever told you that there is a
7 connection between talc and ovarian
8 cancer, correct?

9 A. Yes.

10 Q. And is it also true that no
11 doctor has ever told you that talc caused
12 your ovarian cancer, right?

13 A. That's true.

14 Q. Have you ever communicated
15 with an employee or representative of
16 Johnson & Johnson?

17 A. No.

18 Q. Have you ever gone to a
19 Johnson & Johnson website?

20 A. No.

21 Q. Are you claiming lost wages
22 or lost earnings in this lawsuit?

23 A. No.

24 MS. MIMS: I have no further

1 you apply the Johnson's baby powder for
2 the years that you used it?

3 A. I applied it on a -- either
4 a pad or a panty liner in my genital area
5 and on my body.

6 Q. And what was the regularity
7 at which you did that, generally
8 speaking? Was it daily? Weekly?
9 Monthly? Over the years that you did
10 that, how would you quantify it?

11 A. I mean, over the years, it
12 was pretty much daily. Obviously, if I
13 didn't have my period, I wasn't changing
14 pads. But I liked the product, I was
15 using it.

16 Q. And you read my mind,
17 because I wanted to ask you about it.

18 Why specifically did you buy
19 Johnson's baby powder brand as opposed to
20 another brand?

21 A. I just felt very comfortable
22 with it. I liked the brand. I trusted
23 it, and I just kept buying it.

24 Q. Why did you trust it?

1 A. I don't know. Probably --
2 possibly because of the commercials. I
3 don't know. I just -- I just trusted it,
4 and I liked the product.

5 Q. When you say you "trusted
6 it," did you trust it to be safe?

7 A. I did.

8 MS. MIMS: Object to form.

9 BY MS. GARBER:

10 Q. Over the years that you used
11 Johnson's baby powder, did you ever look
12 at the back or the -- you know, the
13 writing on the back for a warning that
14 may or may not have been there?

15 MS. MIMS: Object to form.

16 THE WITNESS: I did, from
17 time to time.

18 BY MS. GARBER:

19 Q. Over the years that you used
20 Johnson's baby powder, did you ever see a
21 warning for ovarian cancer?

22 MS. MIMS: Object to the
23 form.

24 THE WITNESS: No, I did not.

1 questioning?

2 A. I do.

3 Q. Can you explain for the jury
4 why it is you never asked your doctors
5 about what the cause was?

6 A. I never really asked about
7 the cause because when I go to my cancer
8 doctors, even though, thankfully, it's
9 been several years since I had my -- got
10 my diagnosis and had my surgery, I still
11 get very nervous when I go into the
12 doctor's office. Because you never know
13 when they're going to find something.

14 So the -- that's kind of
15 foremost in my mind.

16 Q. If I'm understanding what
17 you are saying, is it that your focus is
18 on your treatment and not so much what
19 led to it?

20 MS. MIMS: Object to the
21 form.

22 THE WITNESS: Yes.

23 BY MS. GARBER:

24 Q. Each time when you go to